

AMENDED IN SENATE JUNE 15, 2014

AMENDED IN ASSEMBLY MARCH 28, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

## **ASSEMBLY BILL**

**No. 2718**

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### **Introduced by Assembly Member Bloom**

February 21, 2014

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An act to add Section 3160.5 to the Public Resources Code, relating to oil and gas.

#### LEGISLATIVE COUNSEL'S DIGEST

AB 2718, as amended, Bloom. Oil and gas: well stimulation treatment: notification.

Existing law states the policy of the state that a copy of an approved well stimulation treatment permit and information on the available water sampling and testing be provided to specified tenants of the surface property and surface property owners. Existing law requires the well owners or operators to identify the areas requiring notification and to contract with an independent entity or person who is responsible for, and shall perform, the notification. Existing law requires the independent entity to provide to the Division of Oil, Gas, and Geothermal Resources a list of specified information regarding the notification.

This bill would require the division to develop a form to be used when providing the notification. The bill would require the independent entity or person to provide to the division a copy of the notification. Because a failure of the independent entity or person to provide to the division a copy of the notification would be a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 3160.5 is added to the Public Resources  
2 Code, to read:

3 3160.5. (a) The division shall develop a form that the  
4 independent entity or person shall use when providing the  
5 notification required pursuant to subparagraph (A) of paragraph  
6 (6) of subdivision (d) of Section 3160. The form shall be prepared  
7 in English and Spanish and designed to be easily understood by a  
8 layperson not trained in oil and gas development.

9 (b) The independent entity or person shall provide to the division  
10 a copy of the notification provided to a tenant of a surface-property  
11 property, and surface property-owner owner, or authorized agent  
12 of the owner pursuant to subparagraph (A) of paragraph (6) of  
13 subdivision (d) of Section 3160.

14 SEC. 2. No reimbursement is required by this act pursuant to  
15 Section 6 of Article XIII B of the California Constitution because  
16 the only costs that may be incurred by a local agency or school  
17 district will be incurred because this act creates a new crime or  
18 infraction, eliminates a crime or infraction, or changes the penalty  
19 for a crime or infraction, within the meaning of Section 17556 of  
20 the Government Code, or changes the definition of a crime within  
21 the meaning of Section 6 of Article XIII B of the California  
22 Constitution.

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